

Troutman Law Firm, PC
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Ted A. Troutman, OSB #844470
Attorney For Debtor

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF OREGON

In re:)	
)	Case No. 16-30477-rld11
Data Systems, Inc.,)	
)	APPLICATION TO EMPLOY
)	SPECIAL COUNSEL FOR DEBTOR
)	IN POSSESSION
Debtor-in-Possession,)	
)	

Debtor-in-Possession by and through its attorney, Ted A. Troutman, hereby applies to the Court for leave to employ Daniel L. Steinberg of the law firm Greene & Markley, PC as special counsel for debtor in the pending federal lawsuit, *Data Systems, Inc. v. Richard Kreitzberg & Rak Investments, LLC*, Case No. 3'16no.CV-0110-SI. The employment is necessary because Greene & Markley and Daniel Steinberg are familiar with the case and are already attorneys of record. The purpose of the employment is to have them file a Motion to Abate the federal lawsuit while the Chapter 11 Bankruptcy is pending. The hourly rates charged are pursuant to the attached schedule and by this reference made a part hereof.

WHEREFORE, the Debtor-in-Possession prays for an Order authorizing the employment of Daniel Steinberg and the law firm of Greene & Markley, PC.

/s/ Ted A. Troutman

Ted A. Troutman, OSB #844470
Attorney for Debtor-in-Possession

2/3/2016

GREENE & MARKLEY, P.C.
BILLING RATES as of January, 2016

<u>Code</u>	<u>Name</u>	<u>Position</u>	<u>Standard Rate</u>
SWG	S. Ward Greene	Attorney	525.00
CRM	Charles R. Markley	Attorney	435.00
DAF	David A. Foraker	Attorney	495.00
SRL	Sanford R. Landress	Attorney	350.00
GLB	Gary L. Blacklidge	Attorney	350.00
DLS	Daniel L. Steinberg	Attorney	335.00
DHG	Donald H. Grim	Attorney	325.00
SPA	Stephen P. Arnot	Attorney	350.00
JLM	Jessica L. McConnell	Attorney	315.00
SDM	Sherri D. Martinelli	Attorney	275.00
DPW	David P. Weiner	Of Counsel Attorney	400.00
RKF	Ridgway K. Foley, Jr.	Of Counsel Attorney	350.00
	Law Clerk	Law Clerk	150.00
CL	Corri Larsen	Legal Assistant	165.00
BG	Brenna Green	Legal Assistant	150.00
CE	Carrie Evans	Legal Assistant	195.00
MFR	Mena Ravassipour	Legal Assistant	135.00
MR	Marilyn Robert	Legal Assistant/Secretary	135.00
	Legal Secretary	Legal Secretary	85.00
PA	Project Assistant	Project Assistant	60.00

Hourly rates are subject to adjustment in bankruptcy cases or as part of the bidding process in particular cases.

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re)
) Case No. _____
)
Debtor(s)) RULE 2014 VERIFIED STATEMENT
) FOR PROPOSED PROFESSIONAL

Note: To file an amended version of this statement per ¶19, file a fully completed amended Rule 2014 statement on LBF #1114 and clearly identify any changes from the previous filed version.

1. The applicant is not a creditor of the debtor except:
2. The applicant is not an equity security holder of the debtor.
3. The applicant is not a relative of the individual debtor.
4. The applicant is not a relative of a general partner of the debtor (whether the debtor is an individual, corporation, or partnership).
5. The applicant is not a partnership in which the debtor (as an individual, corporation, or partnership) is a general partner.
6. The applicant is not a general partner of the debtor (whether debtor is an individual, corporation, or partnership).
7. The applicant is not a corporation of which the debtor is a director, officer, or person in control.
8. The applicant is not and was not, within two years before the date of the filing of the petition, a director, officer, or employee of the debtor.
9. The applicant is not a person in control of the debtor.
10. The applicant is not a relative of a director, officer or person in control of the debtor.
11. The applicant is not the managing agent of the debtor.
12. The applicant is not and was not an investment banker for any outstanding security of the debtor; has not been, within three years before the date of the filing of the petition, an investment banker for a security of the debtor, or an attorney for such an investment banker in connection with the offer, sale, or issuance of a security of the debtor; and is not and was not, within two years before the date of the filing of the petition, a director, officer, or employee of such an investment banker.
13. The applicant has read 11 U.S.C. §101(14) and §327, and FRBP 2014(a); and the applicant's firm has no connections with the debtor(s), creditors, any party in interest, their respective attorneys and accountants, the United States Trustee, or any person employed in the office of the United States Trustee, or any District of Oregon Bankruptcy Judge, except as follows:

14. The applicant has no interest materially adverse to the interest of the estate or of any class of creditors or equity security holders.
15. Describe details of all payments made to you by either the debtor or a third party for any services rendered on the debtor's behalf within a year prior to filing of this case:
16. The debtor has the following affiliates (as defined by 11 U.S.C. §101(2)). Please list and explain the relationship between the debtor and the affiliate:
17. The applicant is not an affiliate of the debtor.
18. Assuming any affiliate of the debtor is the debtor for purposes of statements 4-13, the statements continue to be true except (list all circumstances under which proposed counsel or counsel's law firm has represented any affiliate during the past 18 months; any position other than legal counsel which proposed counsel holds in either the affiliate, including corporate officer, director, or employee; and any amount owed by the affiliate to proposed counsel or its law firm at the time of filing, and amounts paid within 18 months before filing):
19. The applicant hereby acknowledges that he/she has a duty during the progress of the case to keep the court informed of any change in the statement of facts which appear in this verified statement. In the event that any such changes occur, the applicant immediately shall file with the court an amended verified statement on LBF #1114, with the caption reflecting that it is an amended Rule 2014 statement and any changes clearly identified.

THE FOLLOWING QUESTIONS NEED BE ANSWERED ONLY IF AFFILIATES HAVE BEEN LISTED IN STATEMENT 16.

20. List the name of any affiliate which has ever filed bankruptcy, the filing date, and court where filed:

21. List the names of any affiliates which have guaranteed debt of the debtor or whose debt the debtor has guaranteed. Also include the amount of the guarantee, the date of the guarantee, and whether any security interest was given to secure the guarantee. Only name those guarantees now outstanding or outstanding within the last 18 months:
22. List the names of any affiliates which have a debtor-creditor relationship with the debtor. Also include the amount and date of the loan, the amount of any repayments on the loan and the security, if any. Only name those loans now outstanding or paid off within the last 18 months:
23. List any security interest in any property granted by the debtor to secure any debts of any affiliate not covered in statements 20 and 21. List any security interest in any property granted by the affiliate to secure any debts of the debtor not covered in statements 21 and 22. Also include the collateral, the date and nature of the security interest, the name of the creditor to whom it was granted, and the current balance of the underlying debt:
24. List the name of any affiliate who is potentially a "responsible party" for unpaid taxes of the debtor under 26 U.S.C. §6672:

I verify that the above statements are true to the extent of my present knowledge and belief.

Applicant

Ted A. Troutman, OSB #844470
Troutman Law Firm, PC
5075 SW Griffith Dr, Ste 220
Beaverton, OR 97005
(503) 292-6788
tedtroutman@sbcglobal.net

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF OREGON**

In Re)
) Case No. 16-30477-rld11
Data Systems, Inc.)
) **CERTIFICATE OF SERVICE**
)

I, Lisette Barajas, Declare as follow:

I certify that on **February 22, 2016** I served, by **first class mail**, a full and true copy of the foregoing **Application to Employ Special Counsel for Debtor in Possession, Rule 2014 Verified Statement for Proposed Professional and Certificate of Service** on the following by causing a copy thereof to be placed in a sealed envelope, postage prepaid, addressed as shown below, in the U.S. Mail at Beaverton, Oregon on the date indicated below:

**Data Systems, Inc.
975 SE Sandy Blvd.
Portland OR 97214**

Dated: **February 22, 2016**

/s/ Lisette Barajas
Lisette Barajas, Legal Assistant to
Ted A. Troutman